

ORIGINAL SENATE  
FILE NO. SF0029

ENROLLED ACT NO. 41, SENATE

SIXTY-SEVENTH LEGISLATURE OF THE STATE OF WYOMING  
2023 GENERAL SESSION

AN ACT relating to agriculture, livestock and other animals; amending the requirement to distinctly brand a livestock animal following a positive brucellosis test to be discretionary; updating the provisions for brucellosis testing of cattle; modifying the documentation requirements to receive compensation for brucellosis testing; requiring rulemaking; and providing for effective dates.

*Be It Enacted by the Legislature of the State of Wyoming:*

**Section 1.** W.S. 11-19-401 and 11-19-407(a) and (c) are amended to read:

**11-19-401. Tagging, branding and disposition of cattle reacting to test; penalties for failure to comply.**

All livestock animals in Wyoming reacting to a confirmatory test for brucellosis (Bang's disease) ~~shall~~may be immediately permanently branded with a hot iron letter "B" on the left tailhead by or in the presence of an officially authorized veterinarian. All such reactor livestock animals shall be disposed of for slaughter or diagnostic purposes only, upon and according to written instruction from the Wyoming livestock board. Any person who violates any provision of this section shall be punished as provided in W.S. 11-1-103. As used in this section, "confirmatory test" means a test for brucellosis that has the specificity and sensitivity to verify the presence or absence of brucella abortus in animal serum or tissues and is used to confirm results from an initial brucellosis test.

**11-19-407. Brucellosis testing program.**

(a) The livestock board shall develop a brucellosis surveillance program in any designated surveillance area as

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defined by the livestock board and any temporary surveillance area ~~of concern~~ designated by the board and approved by the governor as an area where risk of exposure to documented infected wildlife is of concern. The program may be conducted with the help of veterinary practitioners and livestock auction markets. This program shall provide for the testing of livestock for brucellosis, for spaying heifers and for adult vaccinations only to the extent that may be reasonably necessary to maintain or to regain the brucellosis-free status of the state of Wyoming. Compensation under this program for all purposes except mandatory testing or testing within ~~an~~ a temporary surveillance area ~~of concern~~ as designated by the board and approved by the governor shall be pursuant to the terms of a ~~livestock herd~~ brucellosis mitigation plan that has been entered into between the livestock producer and the Wyoming state veterinarian.

(c) Payments under subsection (b) of this section shall be made monthly directly to accredited veterinarians who perform brucellosis testing, spaying, adult vaccinating and surveillance planning or to livestock auction markets that use their facilities and veterinarians to conduct brucellosis testing, spaying or adult vaccinating as mandated by rule of the Wyoming livestock board or the United States department of agriculture animal and ~~and~~ health inspection service. The payment shall be made upon ~~submission to~~ receipt by the Wyoming livestock board of ~~a notarized invoice indicating the number of head tested, spayed or adult vaccinated, the ownership of the animals tested, spayed or adult vaccinated and the testing, spaying or adult vaccinating location~~ documentation in the format and manner specified by board rule.

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**Section 2.** The Wyoming livestock board shall promulgate all rules necessary to implement the provisions of this act no later than July 1, 2023.

**Section 3.**

(a) Except as provided in subsection (b) of this section, this act is effective July 1, 2023.

(b) Sections 2 and 3 of this act are effective immediately upon completion of all acts necessary for a bill to become law as provided by Article 4, Section 8 of the Wyoming Constitution.

(END)

\_\_\_\_\_  
Speaker of the House

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Governor

TIME APPROVED: \_\_\_\_\_

DATE APPROVED: \_\_\_\_\_

I hereby certify that this act originated in the Senate.

\_\_\_\_\_  
Chief Clerk